

UNITED STATES DISTRICT COURT

Southern

District of

New York

MEADOWBROOK MEAT COMPANY, INC.,  
Plaintiff

**SUMMONS IN A CIVIL ACTION**

v.

PHOENIX PARTNERS LP, PHOENIX PART-  
NERS CORP., JOSEPH DEL VALLE, ET AL.

CASE NUMBER:

07 CIV 5979

JUDGE KRAM

TO: (Name and address of Defendant)

SEE ATTACHED SERVICE LIST

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

ALSTON & BIRD LLP  
90 Park Avenue  
New York, NY 10016

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

JUN 25 2007

J. MICHAEL McMAHON  
CLERK  
Marcos Quintero

DATE

(By) DEPUTY CLERK

**Service List**

Phoenix Partners LP	590 Madison Avenue, 21st Floor, New York, New York 10021
Phoenix Partners Corp.	590 Madison Avenue, 21st Floor, New York, New York 10021
Joseph Del Valle	590 Madison Avenue, 21st Floor, New York, New York 10021
Michael Carstens	425 E. 58th Street, New York, New York 10022 590 Madison Avenue, 21st Floor, New York, New York 10021
Michael Gowney	205 Foss Drive, Upper Nyack, New York 10960
Donna Del Valle	1839 Celeste Drive, Wall, New Jersey 07719
Vanquish Acquisition Partners, LLC	590 Madison Avenue, 21st Floor, New York, New York 10021
CDG Enterprises	590 Madison Avenue, 21st Floor, New York, New York 10021
Southeast Cruise Holdings, LLC	590 Madison Avenue, 21st Floor, New York, New York 10021



**Demovsky Lawyer Service**

Premier Nationwide Document Retrieval  
and Process Service Company

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MEADOWBROOK MEAT COMPANY,  
INC.,

X

Plaintiff,

Case No. 07 CIV 5979  
(Judge Kram)

-against-

**AFFIDAVIT OF SERVICE**

PHOENIX PARTNERS LP, et al.,

Defendants.

X

STATE OF DELAWARE )  
S.S.:  
COUNTY OF NEW CASTLE )

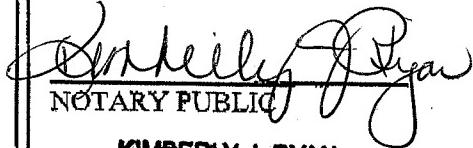
DANIEL NEWCOMB, being duly sworn, deposes and says that he is over the age of eighteen years, is an agent of the attorney service, D.L.S., Inc., and is not a party to this action.

That on the 26<sup>th</sup> day of June, 2007, at approximately the time of 1:35 PM, deponent served a true copy of the SUMMONS IN A CIVIL ACTION; COMPLAINT; INDIVIDUAL PRACTICES OF UNITED STATES DISTRICT JUDGE SHIRLEY WOHL KRAM; AND INDIVIDUAL PRACTICES OF MAGISTRATE JUDGE HENRY PITMAN upon SOUTHEAST CRUISE HOLDINGS, LLC c/o Corporation Trust Company at 1209 Orange Street, New Castle, DE, by personally delivering and leaving the same with SCOTT LaSCALA who informed deponent that he holds the position of Managing Agent with that company and is authorized by appointment to receive service at that address.

SCOTT LaSCALA is a white male, in his 40's, stands approximately 5 feet 10 inches tall, weighs approximately 170 pounds with brown hair.

  
DANIEL NEWCOMB

Sworn to before me this  
3<sup>rd</sup> day of July, 2007

  
KIMBERLY J. RYAN

NOTARY PUBLIC

KIMBERLY J. RYAN  
NOTARY PUBLIC-DELAWARE  
My Commission Expires June 15, 2008